



PATENT

Attorney Docket No. KOPFER-07936

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Rudolph J. Kopfer

Serial No.: 10/822,065

Group No.: 2873

Filed: 04/08/04

Examiner:

Entitled: **Face Foam Free Protective Eyewear With Inner Liner
And Vent**

**INFORMATION DISCLOSURE STATEMENT
TRANSMITTAL**

MS Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: **MS Amendment**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: August 20, 2004

By: 

Cliff Cannon-Cin

Sir or Madam:

Enclosed please find an Information Disclosure Statement (IDS) and Form PTO-1449, including copies of the five non-US patent references contained thereon, for filing in the U.S. Patent and Trademark Office. As the instant application was filed after June 30, 2003, copies of U.S. Patents and published Applications cited in the IDS are not required and therefore have not been provided per MPEP, 609, III, A (2).

The Commissioner is hereby authorized to charge any additional fee or credit overpayment to our Deposit Account No. 08-1290. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Dated: August 20, 2004



Christine A. Lekutis
Registration No. 51,934

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415/904-6500



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By: _____

Cliff Cannon-Cin

Sir or Madam:

The citations listed below, copies of non-U.S. Patents attached, may be material to the examination of the above-identified application, and are therefore submitted in compliance with the duty of disclosure defined in 37 C.F.R. §§ 1.56 and 1.97. The Examiner is requested to make these citations of official record in this application.

The following printed publications are referred to in the body of the specification:

- U.S. Patent No. 3,806,558 to Fischer;
- U.S. Patent No. 5,191,364 to Kopfer;
- U.S. Patent No. 5,428,411 to Kopfer; and
- U.S. Patent No. 6,550,914 to Kopfer.

In addition, Applicant has become aware of the following printed publications which may be material to the examination of this application:

- U.S. Patent No. RE12,924 to Cover;

- U.S. Patent No. 1,031,859 to Malcom;
- U.S. Patent No. 1,433,676 to Cover;
- U.S. Patent No. 1,478,818 to Cover;
- U.S. Patent No. 1,562,350 to Luckey;
- U.S. Patent No. 1,669,229 to Cook;
- U.S. Patent No. 1,677,747 to Cook;
- U.S. Patent No. 1,720,814 to Baker;
- U.S. Patent No. 1,741,427 to Meyrowitz;
- U.S. Patent No. 1,754,694 to Neuwirth;
- U.S. Patent No. 1,846,679 to Fischer;
- U.S. Patent No. 1,853,872 to Meyrowitz;
- U.S. Patent No. 1,936,746 to Baker;
- U.S. Patent No. 1,989,876 to Meyrowitz;
- U.S. Patent No. 2,002,543 to Meyrowitz;
- U.S. Patent No. 2,007,186 to Farrell;
- U.S. Patent No. 2,026,435 to Ratti;
- U.S. Patent No. 2,321,159 to Ryan;
- U.S. Patent No. 2,364,584 to Malcom;
- U.S. Patent No. 2,387,821 to Baratelli *et al.*;
- U.S. Patent No. 2,466,048 to Kimball;
- U.S. Patent No. 2,526,181 to Wilen;
- U.S. Patent No. 2,608,687 to Ellis;
- U.S. Patent No. 2,846,684 to Hill;
- U.S. Patent No. 3,377,626 to Smith;
- U.S. Patent No. 3,419,909 to Spain;
- U.S. Patent No. 3,556,644 to Stahl;
- U.S. Patent No. 3,591,864 to Allsop;
- U.S. Patent No. 4,245,630 to Lloyd *et al.*;
- U.S. Patent No. 4,264,987 to Runckel;
- U.S. Patent No. 4,405,212 to Cooper;
- U.S. Patent No. 4,414,693 to Brody;

- U.S. Patent No. 4,468,819 to Ohno;
- U.S. Patent No. 4,544,245 to Stansbury, Jr.;
- U.S. Patent No. 4,614,183 to McCracken *et al.*;
- U.S. Patent No. 4,654,899 to Harris;
- U.S. Patent No. 4,707,863 to McNeal;
- U.S. Patent No. D293,504 to Specht *et al.*;
- U.S. Patent No. D295,583 to Wichers;
- U.S. Patent No. 4,741,611 to Burns;
- U.S. Patent No. 4,781,956 to Zimmermann *et al.*;
- U.S. Patent No. 4,785,481 to Palmer *et al.*;
- U.S. Patent No. 4,792,221 to Parks *et al.*;
- U.S. Patent No. 4,837,062 to Dunshee *et al.*;
- U.S. Patent No. 4,877,320 to Holden;
- U.S. Patent No. 4,955,708 to Kahaney;
- U.S. Patent No. 5,018,223 to Dawson *et al.*;
- U.S. Patent No. 5,019,071 to Bany *et al.*;
- U.S. Patent No. D339,596 to Kopfer;
- U.S. Patent No. 5,243,711 to Graham;
- U.S. Patent No. RE34,512 to Dowdy *et al.*;
- U.S. Patent No. 5,282,791 to Lipton *et al.*;
- U.S. Patent No. 5,300,963 to Tanaka;
- U.S. Patent No. 5,339,119 to Gardner;
- U.S. Patent No. 5,388,269 to Griffin;
- U.S. Patent No. 5,520,629 to Heinecke *et al.*;
- U.S. Patent No. 5,548,351 to Hirschman *et al.*;
- U.S. Patent No. 5,611,356 to Rothum;
- U.S. Patent No. 5,614,963 to Parker;
- U.S. Patent No. 5,711,035 to Haslbeck;
- U.S. Patent No. 5,802,622 to Baharad *et al.*;
- U.S. Patent No. D402,681 to MacWilliamson;
- U.S. Patent No. 6,026,518 to Brown;

- U.S. Patent No. 6,050,684 to Mage;
- U.S. Patent No. 6,062,688 to Vinas;
- U.S. Patent No. 6,076,196 to Masumoto;
- U.S. Patent No. D428,913 to Kopfer;
- U.S. Patent No. 6,233,342 to Fernandez;
- FR Patent No. 2.130.907 to Bolle (in French);
- GB Patent No. 127,410 to Goodyear;
- GB Patent No. 364,970 to Vienot;
- JP Patent No. 56133716 to Yamamoto (in Japanese with English abstract); and
- JP Patent No. 4075019 to Nitta (in Japanese with English abstract).

This Information Disclosure Statement under 37 C.F.R. §§ 1.56 and 1.97 is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that any one or more of these citations constitutes prior art.

Dated: August 20, 2004



Christine A. Lekutis
Registration No. 51,934

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San Francisco, California 94105
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FORM PTO-1449
(Modified)U.S. Department of Commerce
Patent and Trademark OfficeAttorney Docket No.: KOPFER-
07936

Serial No.: 10/822,065

INFORMATIONAL DISCLOSURE STATEMENT BY APPLICANT
(Use Several Sheets If Necessary)

Applicant: Rudolph J. Kopfer

(37 CFR § 1.98(b))

Filing Date: 04/08/04

Group Art Unit: 2873

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Serial / Patent Number	Issue Date	Applicant / Patentee	Class	Subclass	Filing Date
	1	RE12,924	03/1909	Cover	2	440	
	2	1,031,859	07/1912	Malcom	2	439	
	3	1,433,676	10/1922	Cover	2	440	
	4	1,478,818	12/1923	Cover	2	440	
	5	1,562,350	11/1925	Luckey	52	172	
	6	1,669,229	05/1928	Cook	2	440	
	7	1,677,747	07/1928	Cook	2	440	
	8	1,720,814	07/1929	Baker	2	440	
	9	1,741,427	12/1929	Meyrowitz	2	440	
	10	1,754,694	04/1930	Neuwirth	2	440	
	11	1,846,679	02/1932	Fischer	2	440	
	12	1,853,872	04/1932	Meyrowitz	2	440	
	13	1,936,746	11/1933	Baker	2	440	
	14	1,989,876	02/1935	Meyrowitz	2	444	
	15	2,002,543	05/1935	Meyrowitz	2	440	
	16	2,007,186	07/1935	Farrell	2	440	
	17	2,026,435	12/1935	Ratti	2	440	
	18	2,321,159	06/1943	Ryan	2	441	
	19	2,364,584	12/1944	Malcom	2	440	
	20	2,387,821	10/1945	Baratelli <i>et al</i>	2	447	
	21	2,466,048	04/1949	Kimball	502	82	
	22	2,526,181	10/1950	Wilen	2	440	
	23	2,608,687	09/1952	Ellis	2	445	
	24	2,846,684	08/1958	Hill	2	441	
	25	3,377,626	04/1968	Smith	2	435	

Examiner:

Date Considered:

EXAMINER: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449 (Modified)		U.S. Department of Commerce Patent and Trademark Office		Attorney Docket No.: KOPFER-07936	Serial No.: 10/822,065		
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use Several Sheets If Necessary)				Applicant: Rudolph J. Kopfer			
				Filing Date: 04/08/04		Group Art Unit: 2873	
U.S. PATENT DOCUMENTS							
Examiner Initials	Cite No.	Serial / Patent Number	Issue Date	Applicant / Patentee	Class	Subclass	Filing Date
	26	3,419,909	01/1969	Spain	2	174	
	27	3,556,644	01/1971	Stahl	351	118	
	28	3,591,864	07/1971	Allsop	2	436	
	29	3,806,558	04/1974	Fischer	525	198	
	30	4,245,630	01/1981	Lloyd <i>et al.</i>	604	358	
	31	4,264,987	05/1981	Runckel	2	428	
	32	4,405,212	09/1983	Cooper	351	43	
	33	4,414,693	11/1983	Brody	2	435	
	34	4,468,819	09/1984	Ohno	2	430	
	35	4,544,245	10/1985	Stansbury, Jr.	351	120	
	36	4,614,183	09/1986	McCracken <i>et al.</i>	128	846	
	37	4,654,899	04/1987	Harris	2	436	
	38	4,707,863	11/1987	McNeal	2	436	
	39	D293,504	01/1988	Specht <i>et al.</i>	D16	107	
	40	D295,533	05/1988	Wichers	D16	102	
	41	4,741,611	05/1988	Burns	351	44	
	42	4,781,956	11/1988	Zimmermann <i>et al.</i>	428	43	
	43	4,785,481	11/1988	Palmer <i>et al.</i>	2	436	
	44	4,792,221	12/1988	Parks <i>et al.</i>	351	120	
	45	4,837,062	06/1989	Dunshee <i>et al.</i>	428	41.3	
	46	4,877,320	10/1989	Holden	351	44	
	47	4,955,708	09/1990	Kahaney	351	44	
	48	5,018,223	05/1991	Dawson <i>et al.</i>	2	436	
	49	5,019,071	05/1991	Bany <i>et al.</i>	604	389	
	50	5,191,364	03/1993	Kopfer	351	62	
Examiner:				Date Considered:			
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U.S. PATENT DOCUMENTS								
Examiner Initials	Cite No.	Serial / Patent Number	Issue Date	Applicant / Patentee	Class	Subclass	Filing Date	
	51	D339,596	09/1993	Kopfer	D16	300		
	52	5,243,711	09/1993	Graham	2	439		
	53	RE34,512	01/1994	Dowdy <i>et al.</i>	128	853		
	54	5,282,791	02/1994	Lipton <i>et al.</i>	604	180		
	55	5,300,963	05/1994	Tanaka	351	44		
	56	5,339,119	08/1994	Gardner	351	44		
	57	5,388,269	02/1995	Griffin	2	13		
	58	5,428,411	06/1995	Kopfer	351	62		
	59	5,520,629	05/1996	Heinecke <i>et al.</i>	602	57		
	60	5,548,351	08/1996	Hirschman <i>et al.</i>	351	47		
	61	5,611,356	03/1997	Rothrum	128	844		
	62	5,614,963	03/1997	Parker	351	47		
	63	5,711,035	01/1998	Haslbeck	2	436		
	64	5,802,622	09/1998	Baharad <i>et al.</i>	2	434		
	65	D402,681	12/1998	MacWilliamson	D16	327		
	66	6,026,518	02/2000	Brown	2	439		
	67	6,050,684	04/2000	Mage	351	62		
	68	6,062,688	05/2000	Vinas	351	47		
	69	6,076,196	06/2000	Masumoto	2	436		
	70	D428,913	08/2000	Kopfer	D16	326		
	71	6,233,342	05/2001	Fernandez	381	62		
	72	6,550,914	04/2003	Kopfer	351	62		
FOREIGN PATENTS OR PUBLISHED FOREIGN PATENT APPLICATIONS								
		Document Number	Publication Date	Country / Patent Office	Class	Subclass	Translation	
							Yes	No
	73	2.130.907	11/1972	FR				
	74	127410	05/1919	GB				
	75	364970	01/1932	GB				
	76	56133716	10/1981	JP				
	77	4075019	03/1992	JP				
Examiner:				Date Considered:				
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